



Waukesha County
Criminal Justice Collaborating Council
Evidence-Based Decision Making Policy Team Minutes
Tuesday, August 8, 2017

Team Members Present:

Hon. Jennifer Dorow, Presiding Judge & Policy Team Chair
County Board Chair Paul Decker
Sheriff Eric Severson
DOC Community Corrections Field Supervisor Marla Bell
Victim Witness Coordinator Jen Dunn
State Public Defender Regional Attorney Manager Sam Benedict
Town of Brookfield Municipal Judge JoAnn Eiring

CJCC Coordinator Rebecca Luczaj
District Attorney Sue Opper
HHS Director Antwayne Robertson
Clerk of Circuit Court Kathy Madden
District Court Administrator Michael Neimon
DOC Regional Chief Sally Tess

Team Members Absent:

WCS Program Director Mary Wittwer
County Executive Paul Farrow

Waukesha Police Captain Dan Baumann
Menomonee Falls Police Chief Anna Ruzinski

Others Present:

NIC Consultant Mimi Carter
WCS Administrator of Court Services Daniela Imig

Senior Administrative Assistant Janelle McClain

Welcome

Dorow called the meeting to order at 12:09 p.m.

Review Goals and Agenda for the Meeting

The goals of this meeting are to:

- Discuss Status of Pretrial Pilot
- Review Progress of Workgroups
- Develop Critical Incident Review Protocol
- Discuss Next Steps

Approve Minutes from June 6, 2017

Motion: Robertson moved, second by Tess, to approve the minutes from June 6, 2017. Motion carried unanimously.

Update on Status of Pretrial Pilot

Carter commented that the WI EBDM teams have been granted permission by the Arnold Foundation to use the Public Safety Assessment (PSA). Prior to the PSA's implementation, possibly in October, assessors will be receiving one all-day training, and a second partial-day training will be conducted for stakeholders, such as judges and attorneys.

There will be a meeting happening this week with EBDM county representatives, including the CJCC Coordinators, Clerks of Court, and CCAP staff, to discuss how Failure to Appear (FTA) data is currently being collected, as well as address how to consistently collect the data in all of the counties.

Workgroup Updates

Dorow commented that the dashboards are a work-in-progress for all workgroups. At the point that the workgroups are satisfied with the dashboards, the workgroups will determine if the dashboards should be available for the public, or for CJCC internal use only.

Pretrial Workgroup

Dorow distributed and reviewed a document titled "Pretrial Workgroup Dashboard." In the future, the dashboard will be split to reflect the two different pretrial programs – Intoxicated Driver Intervention and Pretrial Supervision.

The workgroup continues to work through the state's Pretrial Protocol. Carter stated that there has been a memo drafted by DOJ and is currently being reviewed by other state partners, in response to concerns that Opper expressed several months ago regarding the Pretrial Protocol. For comparison purposes, we may run our current pretrial risk tool concurrently with the PSA when it is released. The Arnold Foundation tool computes the scores electronically, versus manually as we currently do. At this time, we only screen approximately 28% of those booked into the jail, so the workgroup is determining ways to screen more people in a fiscally-responsible manner.

Madden arrived at 12:30 p.m.

Case Processing Workgroup

Neimon distributed and reviewed a document titled "Case Processing Workgroup Dashboard."

The workgroup is continuing with the pretrial conferencing program. Ramirez was the initial judge working on the pilot program, but it has been expanded to the other Criminal/Traffic division judges. The goal is to have each judge have one day of pretrial conferencing before the workgroup determines how to change the frequency of the program to allow for growth, as attorneys are currently avoiding using the pretrial conferences because it is taking too long for a case to get on the schedule. Madden added that by having this pilot program, staff time and resources have been saved by not having to prepare for jury trials for those cases that have been settled at pretrial conferences.

Severson arrived at 12:43 p.m.

Mental Health Workgroup

Robertson distributed and reviewed documents titled "Clinical Crisis 3 Month Rolling Call Statistics Summary" and "Mental Health Workgroup Dashboard."

In July, the workgroup had their quarterly meeting with the area emergency department providers, which also included a representative from the Winnebago Mental Health Institute. The meeting focused on the admission/referral procedures between the emergency departments, the Waukesha County Mental Health Center, and Winnebago.

Robertson stated that the application is being reviewed to allow Health and Human Services (HHS) 10 user licenses for view-only access in Epic, allowing the HHS providers immediate access to laboratory results from all area hospitals, hopefully resulting in a faster medical clearance process.

Victim Rights Workgroup

Dunn distributed and reviewed a document titled "Victim Rights Workgroup Dashboard."

The committee is implementing a new restitution affidavit pilot that will allow victims to document their financial losses to the court in advance, and not have to appear in person.

The restitution memo that the workgroup prepared recommending changes to 2015 WI Act 355 was passed on to various legislators; Representative Jacques appears to be preparing legislative action as a result.

Alternative Interventions Workgroup

Benedict reported that Waukesha County received the SAMHSA grant, which will sustain Drug Treatment Court for another three years and expand its capacity from 50 to 60 participants at any given time.

The workgroup has evaluated and mapped the current utilization of the Day Report Center, and will be preparing recommendations for the future utilization of the program, which has been operating below capacity.

In correlation with Act 33 that was just enacted a few weeks ago, the workgroup is developing a plan to monitor these individuals on Deferred Prosecution Agreements (DPAs) through the DA's Office at the DRC. This will be included in the workgroup's recommendations.

Begin Developing Critical Incident Review Protocol

Carter distributed and reviewed a document titled "Critical Incident Review Protocol," which is a tool she developed that was included in the Pretrial Protocol. It is meant as a guide for jurisdictions to establish their own protocol to use when evaluating a critical incident. Dorow gave a brief background on the specific case that prompted the need for us to move this forward.

Dorow suggested having the Pretrial Workgroup, and any other interested parties, develop a draft of the protocol, and then present it to the Policy Team. Carter added that we will want to set aside a few hours to work on this and only this, making sure people review it ahead of time and come to the meeting with notes on it.

Benedict commented that, by sitting together and reviewing a critical incident case together, the participants are able to "clear the air" and determine how everyone is involved and has a role. Carter added that the conversations are happening anyway, so it is important to all come together. Benedict suggested that a case regarding a recent Drug Treatment Court graduate who overdosed be reviewed.

Adjourn

Motion: Madden moved, second by Decker, to adjourn the meeting at 2:10 p.m. Motion carried unanimously.